

**NUTRISHARE, INC.**

Plaintiff(s)/Petitioner(s),

VS.

Case No. 2:08-CV-01252-WBS-EFB

ORDER RE CONSENT  
OR REQUEST FOR REASSIGNMENT

**BIORX, LLC,**

Defendant(s)/Respondents(s).

This case was randomly assigned to Magistrate Judge Edmund F. Brennan. Without the written consent of the parties presently appearing pursuant to 28 U.S.C Sec. 636(c), a magistrate judge cannot conduct all proceedings and enter judgment in this case with direct review by the Ninth Circuit Court of Appeals, in the event an appeal is filed. If a party declines to consent and the case is assigned to a district judge, the assigned magistrate judge shall continue to perform all duties as required by Eastern District Local Rule 72-302.

Accordingly, within 30 days, the parties shall complete and return this form to the court.

**IT IS SO ORDERED.**

Dated: 6/5/08

/s/ – Edmund F. Brennan

United States Magistrate Judge

**IMPORTANT:** You must check and sign only one section of this form and return it to the Clerk's Office within 30 days. The complaint/petition will not be reviewed by the court until plaintiff/petitioner has signed and returned this form. Note: This form must be completed and returned regardless of the choice exercised by any other party.



**CONSENT TO JURISDICTION OF UNITED STATES MAGISTRATE JUDGE**

The undersigned hereby voluntarily consents to have a United States Magistrate Judge conduct all further proceedings in this case.

Date: July 2, 2008

Signature: /s/ Aparna Rajagopal-Durbin

Print Name: Aparna Rajagopal-Durbin

( ) Plaintiff/Petitioner ( ) Defendant/Respondent (X) Counsel for \*



**DECLINE OF JURISDICTION OF UNITED STATES MAGISTRATE JUDGE AND  
REQUEST FOR REASSIGNMENT TO UNITED STATES DISTRICT JUDGE**

The undersigned declines to consent to the United States Magistrate Judge assigned to this case and requests random assignment to a United States District Judge.

Date: \_\_\_\_\_

Signature: \_\_\_\_\_

Print Name: \_\_\_\_\_

( ) Plaintiff/Petitioner ( ) Defendant/Respondent ( ) Counsel for \*

\*If counsel of record, list name of each party responding: Plaintiff, Nutrishare, Inc.